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ATTORNEYS FOR PLAINTIFF N.V. CURAÇAOSE DOK MAATSCHAPPIJ a/k/a CURAÇAO DRYDOCK COMPANY, INC.

UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

N.V. CURAÇAOSE DOK MAATSCHAPPIJ a/k/a CURAÇAO DRYDOCK COMPANY, INC.,

Plaintiff,

-against-

ACCESS FERIES A.S.,

Defendant.

STATE OF NEW YORK

) ss:

)

)

COUNTY OF NEW YORK

Lissa D. Schaupp, being duly sworn, deposes and says:

1. I am associated with the firm of Holland & Knight LLP, attorneys for plaintiff N.V. Curaçaose Dok Maatschappij a/k/a Curaçao Drydock Company, Inc. ("Curaçaose"), and I am duly admitted to practice before the United States District Court for the Southern District of New York.

07 Civ. 6179 (LLS)

AFFIDAVIT IN
SUPPORT OF ATTACHMENT

- 2. I am familiar with the facts and circumstances underlying this dispute and I am submitting this affidavit in support of the Verified Complaint and the Writ of Attachment.
- 3. Access Ferries A.S. is not listed in the telephone directory of the principal metropolitan areas in this district, nor is it listed in the Transportation Tickler, a recognized commercial directory in the maritime industry.
- 4. Our office contacted the Secretary of State for the State of New York and was advised that Access Ferries A.S. is not a New York business entity, nor is it a foreign business entity authorized to do business in New York.
- 5. To the best of my information and belief, Defendant Access Ferries A.S. cannot be found within this district or within the State of New York.
- 6. Based upon the facts set forth in the Verified Complaint, I respectfully submit that the Defendant Access Ferries A.S. is liable to Plaintiff for the damages alleged in the Verified Complaint, which amount, as best as can be presently determined, to a total of US\$160,908.26, including estimated interest, expenses and attorneys' fees.
- 7. Upon information and belief, Defendant Access Ferries A.S. has property, goods, chattels or effects within this jurisdiction, to wit: funds or accounts held in the name of Access Ferries A.S. at one or more of the following financial institutions:

Bank of America, N.A.

The Bank of New York

Citibank, N.A.

Deutsche Bank Trust Company Americas

HSBC Bank USA, N.A.

JPMorgan Chase Bank, N.A.

UBS AG

Wachovia Bank, N.A.

Société Générale

Standard Chartered Bank

BNP Paribas

Calyon Investment Bank

American Express Bank

Commerzbank

ABN Amro Bank

Bank Leumi USA

Fortis Financial Groups

Banco Popular

Bank of Tokyo-Mitsubishi UFJ Ltd.

Plaintiff is, therefore, requesting that this Court, pursuant to Rule B(1) of the 8. Supplemental Rules for Certain Admiralty and Maritime Claims of the Federal Rules of Civil Procedure, issue a writ of maritime attachment for an amount up to US\$160,908.26.

WHEREFORE, Plaintiff respectfully requests that the application for a writ of maritime attachment and garnishment be granted.

Lissa D. Schap

Sworn to before me this 2___nd day of July, 2007

Notary Public

#4640802_v1

Elvin Ramos Notary Public, State of New York NO. 01RA4870243 Qualified in Queens County Certificate filed in New York County Commission Expires September 2, 2010